

**House File 200 - Introduced**

HOUSE FILE 200

BY WOLFE

**A BILL FOR**

1 An Act relating to expunging criminal records upon acquittal or  
2 dismissal.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 602.8102, Code 2011, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 134A. Carry out duties relating to  
4 expunging criminal records pursuant to section 901.11.

5 Sec. 2. NEW SECTION. 901.11 **Expunging criminal records.**

6 1. A person charged with a criminal offense may petition the  
7 court to expunge any records relating to the criminal offense  
8 if the criminal charge is dismissed or a judgment of acquittal  
9 is entered for the offense. Upon verification of the dismissal  
10 or acquittal, the court shall enter an order expunging the  
11 records relating to the criminal offense.

12 2. Upon receipt of the expunging order, the clerk of the  
13 district court shall expunge the records relating to the  
14 criminal offense from the records of the judicial branch and  
15 remove the records from the Iowa court information system.

16 EXPLANATION

17 This bill relates to expunging criminal records upon  
18 dismissal or acquittal.

19 The bill provides that a person charged with a criminal  
20 offense may petition the court to expunge the records relating  
21 to the offense if the criminal charge is dismissed or a  
22 judgment of acquittal is entered for the offense. Upon  
23 verification of the dismissal or acquittal, the bill requires  
24 the court to enter an order expunging the records relating to  
25 the criminal offense.

26 Upon receipt of the expunging order, the bill requires the  
27 clerk of the district court to expunge the records relating to  
28 the criminal offense from the records of the judicial branch  
29 and remove the records from the Iowa court information system.

30 Code section 692.17(1) generally requires that the criminal  
31 history records of the department of public safety relating  
32 to a dismissal or acquittal be removed from records of the  
33 department.